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PATENT DOCKET 207,542

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**APPLICANT:** JENNINGS, Scott Steven      **EXAMINER:** Unknown  
**SERIAL NO.:** 10/575,408      **ART UNIT:** Unknown  
**FILED:** April 6, 2006  
**FOR:** TEST APPARATUS FOR DIRECT MEASUREMENT OF  
EXPANSION AND SHRINKAGE OF OIL WELL CEMENTS

**STATEMENT OF FILING BY EXPRESS MAIL 37 C.F.R. § 1.10**

This correspondence is being deposited with the United States Postal Service on January 31, 2007 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number ER 059 677 879 US addressed to the Honorable Commissioner for Patents, P.O. Box 1450, Alexandria, VA. 22313-1450.

**INFORMATION DISCLOSURE STATEMENT**

**Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**Sir:**

This Information Disclosure Statement (hereinafter sometimes referred to as "IDS") is submitted in accordance with 37 C.F.R. §§1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

1. This IDS should be considered, in accordance with 37 C.F.R. §1.97, as it is filed:

(Check one of the boxes opposite A-D)

☐ A. within three months of the filing date of the above-identified national application or within three months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in the above-identified international application.

☒ B. before the mailing date of a first office action on the merits.

☐ C. after the times set forth in (A) and (B) above, but before the mailing date of either a final action under 37 C.F.R. §1.113 or a notice of allowance under 37 C.F.R. §1.311, and the necessary statement pursuant to 37 C.F.R. §1.97(e) appears below (see box "i") or the necessary fee is enclosed (see box "ii" below).

(check one of the boxes opposite "i" or "ii" below)

☐ i. (check the applicable statement)

☐ I, the undersigned, hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

☐ I, the undersigned, hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

☐ ii. A check for the fee set forth in 37 C.F.R. §1.17(p), presently believed to be \$180.00, is enclosed.

☐ D. after the times set forth in (A), (B), and (C) above, but before payment of the issue fee, since Applicant petitions for the consideration of this Information Disclosure Statement by a petition enclosed herewith pursuant to 37 C.F.R. §1.97(d)(2), a check for the petition fee set forth in 37 C.F.R. §1.17(i), presently believed to be \$ 180.00, is enclosed, and the necessary statement pursuant to 37 C.F.R. §1.97(e) appears below:

(check the applicable statement)

☐ I, the undersigned, hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

☐ I, the undersigned, hereby state that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

2. In accordance with 37 C.F.R. §1.98(a)(1), this IDS includes a list on form PTO-1449 of all patents, publications, or other information submitted for consideration by the Office, incorporated into this IDS as an attachment hereto. Pursuant to 37 C.F.R. §1.98(b): (i) each U.S. patent listed is identified by patentee, patent number, and issue date; (ii) each foreign patent or published foreign patent application is identified by the country or patent office which issued the patent or published the application, an appropriate document number, and the publication date indicated on the patent or published application; and (iii) each publication is identified by author (if any), title, relevant pages of the publication, date, and place of publication. A legible copy of each document listed is attached and incorporated into this IDS, except that no copy of any U.S. patent application is included pursuant to 37 C.F.R. §1.98(a)(2)(iii) and except as explained below.

(check the boxes opposite A and/or B and fill in blanks, if appropriate)

☐ A. Document(s) \_\_\_\_\_ is (are) substantively cumulative to document(s) \_\_\_\_\_, and, in accordance with 37 C.F.R. §1.98(c), only a copy of each of the latter document(s) is (are) attached.

☒ B. Certain documents were previously cited by or submitted to the Office in the following prior application(s), which are relied upon for an earlier filing date under 35 U.S.C. §120:

These documents are identified by attaching hereto copies of the forms PTO-892 and/or PTO-1449 from the files of the prior application(s) and Applicant requests that they be considered and made of record in this application in accordance with 37 C.F.R. §1.98(d). Pursuant to 37 C.F.R. §1.98(d), copies of these documents need not be provided with this IDS.

(check paragraphs 3 and/or 4, if applicable)

☐ 3. Document(s) \_\_\_\_\_ is (are) not in the English language. In accordance with 37 C.F.R. §§1.98(a)(3), 1.98(c), it is stated that:

(check the applicable statement(s))

☐ English translation(s) of the document(s) \_\_\_\_\_ (or of the pertinent portions thereof) is (are) enclosed and, thus no concise explanation of their relevance is required, (see M.P.E.P., §609, p. 600-92).

☐ English-language equivalent(s) of the document(s) \_\_\_\_\_ (or of the pertinent portions thereof) which is (are) in fact translation(s) of the document(s) is (are) enclosed.

☐ The attached English-language version of a search report or other action by a foreign patent office in a counterpart foreign application which cites document(s) \_\_\_\_\_ and which indicates the degree of relevance found by the foreign office is submitted to satisfy the requirement for a concise explanation of the relevance of the document(s), (see M.P.E.P., §609, p. 600-93).

☐ A concise explanation of the relevance of document(s) \_\_\_\_\_ is set forth as follows:

[insert concise explanation of relevance]

☐ A concise explanation of the relevance of document(s) \_\_\_\_\_ can be found on page(s) \_\_\_\_\_ of the specification.

☐ A concise explanation of the relevance of document(s) \_\_\_\_\_ can be found on the attached sheet.

☐ 4. Other information being provided for the Examiner's consideration follows:

[insert other information]

5. In accordance with 37 C.F.R. §§1.97(g),1.97(h), the filing of this IDS shall not be construed as a representation that a search has been made or as an admission that information cited in this IDS is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b). Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant reserves the right to prove that the date of publication is in fact different.

6. Please charge any deficiency or other fees or credit any refund or overpayment to Deposit Account No. 01-0035.

Respectfully submitted,



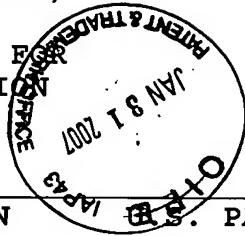
Thomas E. Spath  
Attorney for Applicant  
Registration No. 25,928

ABELMAN, FRAYNE & SCHWAB  
666 Third Avenue  
New York, NY 10017-5621  
(212) 949-9022

FORM PTO-1449 (MODIFIED)

LIST OF PUBLICATIONS  
APPLICANT'S INFORMATION  
DISCLOSURE STATEMENT

Atty Docket No: 207,542  
Serial No: Unknown  
Applicant: JENNINGS, Scott Steven  
Filing Date: April 6, 2006  
Group: Unknown



REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER						FILING DATE
INITIAL	DOCUMENT NO	DATE	NAME	CLASS/SUBCLASS	IF APPROPRIATE	
	2,978,781	11 APR 1961	SHUMAN			
	3,239,880	15 MAR 1966	OXEL			
	3,574,281	13 APR 1969	CASEY			
	3,779,085	18 DEC 1973	RICE			
	4,122,704	31 OCT 1978	LUTENEGGER, et al.			
	4,408,489	11 OCT 1983	SPANGLE			
	4,491,017	01 JAN 1985	IYER			
	5,009,512	23 APR 1991	LESSI et al.			
	5,024,109	18 JUN 1991	ROMERO, et al.			
	5,487,307	30 JAN 1996	LANDGREN et al.			
	5,741,971	21 APR 1998	LACY			
	6,070,465	06 JUN 2000	MAKI, JR.			
	6,817,238	16 NOV 2004	GO BONCAN et al.			

FOREIGN PATENT DOCUMENTS

EXAMINER						TRANSLATION
INITIAL	DOCUMENT NO	DATE	COUNTRY	CLASS/SUBCLASS	YES	NO

OTHER DOCUMENTS

EXAMINER					
INITIAL	REF NO	AUTHOR, TITLE,	DATE	PERTINENT PAGES, ETC.	

1. CHENEVERT, et al., Chemical Shrinkage Properties of Oilfield Cements'' Drilling Engineering, March 1991, pages 37-43.
2. GOFrani et al, ``CaO-and/or MgO-Swelling Cements: A Key for Providing a Better Annular Sealing?,'' SPE/IADC Drilling Conference, February 1993, pages 199-214.
3. BEIRUTE et al., ``Expansive and Shrinkage Characteristics of Cements Under Actual Well Conditions'', Journal of Petroleum Technology, August 1973, pages 905-909.

Examiner

Date Considered

**Examiner:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449 (MODIFIED)

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Atty Docket No: 207,542  
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Group: Unknown

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OTHER DOCUMENTS

(continued)

EXAMINER

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INITIAL      REF NO      AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.

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4. BEIRUTE, " True Expansive Characteristics of Commercially Available Expansive Cement Under Actual Well Conditions'', SPE Annual Technical Conference and Exhibition, October 1976, pages 1-8.
5. International Search Report, 13 OCT 2005.
6. International Preliminary report on Patentability; 04 May 2006.

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Examiner

Date Considered

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**Examiner:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.